

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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Writ Petition No.18762 of 2005

24-08-2005

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Between:

Koneru Sowmya

... PETITIONER

AND

1.NTR University of Health Sciences, Vijayawada, Krishna District,
rep. By its Registrar and another.

.....RESPONDENTS

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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Writ Petition No.18762 of 2005

ORDER:

This writ petition is filed alleging that the Medicine Paper of final year MBBS course of petitioner was not properly valued by the respondents.

According to the petitioner, out of five questions in Part-A of the Medicine paper, two questions were not properly answered and, with reference to balance three questions, though she had answered properly, no marks were awarded. Therefore, according to the petitioner, the answer script was not properly valued. It is stated that as per the provision, the petitioner made an application for verification, which was conducted by the University in the presence of the petitioner and in the course of the verification, the above facts were noticed; and in fact it is stated that even the staff who were available at the time of verification advised the petitioner to make an application for revaluation. On that basis, the petitioner made an application for revaluation on 30.06.2005. As no action has been taken, the petitioner has come up with the present writ petition.

Even at the time of hearing, the learned counsel for the petitioner reiterated the contentions and stated that the petitioner was advised by the staff available at the time of verification to apply for revaluation. But, when the learned counsel was asked to specify whether such a statement was made in the affidavit, he was unable to specify the same. On the other hand, what was specified in the affidavit is that the answer script was not properly valued and therefore awarded nil marks. Hence, sought for appropriate orders. The learned counsel also relied upon a judgment, wherein this Court directed the

University to send answer script of the petitioner therein for revaluation and in fact when the answer script was sent for revaluation, it resulted in zero i.e., where there is no change in the marks originally awarded in that case.

Apart from the above facts, admittedly, there is no provision under the Rules for ordering revaluation and in fact as per the judgment of the Supreme Court, Courts cannot resort for ordering revaluation, which may affect the functioning of the University itself.

Under the above circumstances, there is no merit warranting indulgence of this Court to give any directions to the University for revaluation in the absence of any specific provision to that effect.

The writ petition is accordingly dismissed as devoid of merit. No costs.

24.08.2005

VGB